

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

SHARON K. HENGgeler and
DAVID RANDALL, On behalf of
themselves and all others similarly
situated,

Plaintiffs,

vs.

BRUMBAUGH & QUANDAHL
P.C., LLO, KIRK E. BRUMBAUGH,
MARK QUANDAHL,
LIVINGSTON FINANCIAL, LLC,
MIDLAND FUNDING, LLC, d/b/a
ENCORE FUNDING, LLC, A
Fictitious Name, and
LVNV Funding, LLC,

Defendants.

Case No.: 8:11-CV-334

**PLAINTIFFS' NOTICE OF
NEW AUTHORITY IN
OPPOSITION TO MIDLAND
FUNDING'S MOTION TO
COMPEL OR DISMISS IN
FAVOR OF ARBITRATION
(Filing #45)**

COME NOW the Plaintiffs herein by and through counsel of record with this notice to the Court of the recent decision in Webb v. Midland Credit Management, Inc., 2012 WL 2022013 (N.D. Ill. May 31, 2012)(which includes Midland Funding, LLC as a defendant), attached hereto. It is applicable to Plaintiffs' Opposition to Midland Funding, LLC's Motion to Stay and to Compel Arbitration, or Alternatively, Motion to Dismiss in Favor of Arbitration (Filing No. 58) at pages 3 to 4.

Dated this 13th day of June 2012.

Sharon K. Henggeler and David
Randall, On Behalf of themselves and
all others similarly situated, Plaintiffs,

By: /s/William L. Reinbrecht

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ATTORNEYS FOR PLAINTIFFS
AND THE PUTATIVE CLASS

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2012, I electronically filed the foregoing with the Clerk of the Court, using the CM/ECF system, which will send notification of such filing to the following:

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And I certify that I have mailed by United States Postal Service the document to the following non CM/ECF participants: N/A

By: /s/William L. Reinbrecht
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